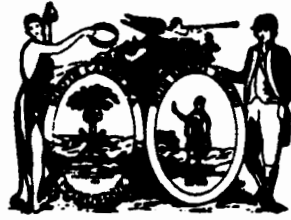
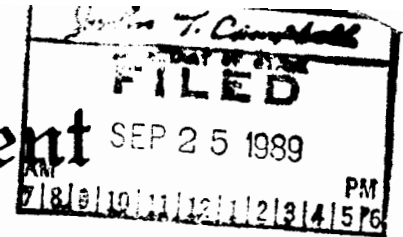


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State of South Carolina

EXECUTIVE ORDER NO.

89-38

WHEREAS, A STATE OF EMERGENCY HAS BEEN DECLARED (EXECUTIVE ORDER 89-32) IN SOUTH-CAROLINA DUE TO THE HAZARDOUS CONDITIONS CREATED BY HURRICANE HUGO; AND

WHEREAS, SECTIONS 1-3-410 THROUGH 460, AS WELL AS SECTION 25-1-440, CONFER UPON THE GOVERNOR EXTRAORDINARY POWERS TO TAKE MEASURES NECESSARY TO MAINTAIN PEACE AND ORDER; AND

WHEREAS, CERTAIN PERSONS IN THE AREAS DEVASTATED BY HURRICANE HUGO HAVE BEEN ATTEMPTING TO CHARGE PRICES FOR FOOD AND OTHER ESSENTIALS FAR IN EXCESS OF THAT NORMALLY CHARGED WHICH RESULTS IN MANY LOWER INCOME PERSONS BEING UNABLE TO PURCHASE NECESSITIES, THREATENS THE WELL-BEING OF THE POPULATION, HAS CAUSED OR TENDED TO CAUSE A BREACH OF THE PEACE, AND ENDANGERS THE PEACE AND GOOD ORDER OF THE AREAS DEVASTATED BY THE HURRICANE.


NOW, THEREFORE, BY VIRTUE OF THE POWER AND AUTHORITY VESTED IN ME AS GOVERNOR PURSUANT TO THE CONSTITUTION AND THE LAWS OF SOUTH CAROLINA, I DO HEREBY DIRECT AND COMPEL THAT NO PERSON MAY OVERCHARGE FOR FOOD, FUEL, SHELTER, ITEMS USED FOR THE PROTECTION OF LIFE OR PROPERTY, CLOTHING AND OTHER LIVING ESSENTIALS IN ANY AREA WHICH FALLS UNDER THE STATE OF EMERGENCY.

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FOR PURPOSE OF THIS EXECUTIVE ORDER "OVERCHARGING" SHALL BE DEFINED AS CHARGING FOR GOODS OR SERVICES RENDERED WHICH ARE SUBSTANTIALLY IN EXCESS OF THE PERSON'S CUSTOMARY CHARGES OR IN APPLICABLE CASES SUBSTANTIALLY IN EXCESS OF THE PERSON'S COSTS FOR SUCH GOODS OR SERVICES, UNLESS THERE IS GOOD CAUSE FOR THE BILLS OR REQUESTS CONTAINING THE CHARGES OR COSTS.

VIOLATION OF THIS EXECUTIVE ORDER SHALL SUBMIT THE PERSON MAKING THE CHARGES LIABLE FOR THE CRIMINAL PENALTIES SPECIFIED IN CODE SECTION 16-7-10.

GIVEN UNDER MY HAND AND THE
GREAT SEAL OF THE STATE OF
SOUTH CAROLINA, THIS 25th
DAY OF SEPTEMBER, 1989.


CARROLL A. CAMPBELL, JR.
GOVERNOR

ATTEST:


JOHN T. CAMPBELL
SECRETARY OF STATE